

TENNESSEE GENERAL ASSEMBLY  
FISCAL REVIEW COMMITTEE



**FISCAL MEMORANDUM**

**SB 1670 – HB 1695**

February 14, 2018

**SUMMARY OF ORIGINAL BILL:** Authorizes a pharmacist in this state to honor a valid prescription written by a licensed physician in another state or territory for a person from another state or territory who was displaced by a disaster when the person is present in this state.

FISCAL IMPACT OF ORIGINAL BILL:

NOT SIGNIFICANT

**SUMMARY OF AMENDMENT (012842):** Deletes all language after the enacting clause. Authorizes a pharmacist in this state, in good faith, to dispense to a patient without proper authorization or a valid prescription the number of dosages of a prescription drug necessary to allow the patient to secure proper authorization or a valid prescription from the patient's prescriber. Prohibits the amount of the prescription drug being dispensed from exceeding a 30-day supply. Allows prescription information to be obtained from a prescription label, verbal medical order, verbal prescription order, or any other means determined to be legitimate in the professional judgement of the pharmacist.

**FISCAL IMPACT OF BILL WITH PROPOSED AMENDMENT:**

**Unchanged from the original fiscal note.**

Assumptions for the bill as amended:

- Based on information provided by the Department of Health (DOH), the provisions of the proposed legislation can be accommodated within existing resources without an increased appropriation or reduced reversion to the DOH or the Board of Pharmacy.
- Based on information provided by the Division of TennCare and the Department of Finance and Administration's Division of Benefits Administration, the proposed legislation would not expand pharmaceutical coverage for members; therefore, any fiscal impact is estimated to be not significant.
- The proposed legislation will not impact any programs or procedures of the Department of Commerce; therefore, any fiscal impact is estimated to be not significant.

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- Pursuant to Tenn. Code Ann. § 4-29-121, all health related boards are required to be self-supporting over a two-year period. The Board of Pharmacy had an annual surplus of \$885,058 in FY15-16, an annual surplus of \$620,117 in FY16-17, and a cumulative reserve balance of \$2,601,038 on June 30, 2017.

**CERTIFICATION:**

The information contained herein is true and correct to the best of my knowledge.

A handwritten signature in blue ink that reads "Krista M. Lee". The signature is written in a cursive, flowing style.

Krista M. Lee, Executive Director

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